

### ELECTION OF CLAIMS AND SPECIES

In response to the Restriction Requirement mailed November 28, 2005, Applicant elects, without traverse:

- Group II – Claims 30 – 45, drawn to a method of filtering, classified in class 210, subclass 767; and
- Species 2 shown in Figs. 6a and 6b upon which Claims 30 – 45 are readable.

### REMARKS

This original application was filed with 14 claims. Claims 1 – 14 were cancelled with applicant's preliminary amendment filed on September 2, 2004 and Claims 15 – 64 were added. In response to the present election requirement Claims 30 – 45 have been elected and Claims 15 – 29 & Claims 46 – 64 have been withdrawn. Therefore, Claims 15 – 64 are pending in the Application.

Applicant submits that this response places the application in a condition for examination.

The Commissioner is authorized to charge any deficiency or credit any overpayment associated with the filing of this Response to Deposit Account 23-0035.

Respectfully submitted,



Howard H. Bayless  
Registration No. 51,245  
WADDEY & PATTERSON  
A Professional Corporation  
Customer No. 23456

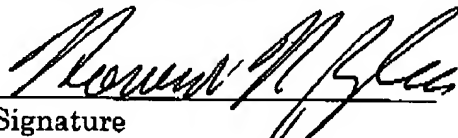
ATTORNEY FOR APPLICANT

Howard H. Bayless  
Waddey & Patterson, P.C.  
Roundabout Plaza  
1600 Division Street, Suite 500  
Nashville, TN 37203  
(615) 242-2400

### CERTIFICATE OF TRANSMISSION

I hereby certify that this Response To Restriction Requirement and Election of Claims AND Species in Application Serial No. 10/764,894 having a filing date of January 26, 2004 is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. (571) 273-8300 on December 15, 2005.

Howard H. Bayless



Signature

Registration Number 51,245

Dec 15, 2005

Date